

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA  
CHARLESTON DIVISION

WILLIAM M. BOSTER, JR.,	)	
	)	
Plaintiff,	)	
v.	)	Civil Action No. 2:17-cv-03857
	)	
LIVE WELL FINANCIAL, INC., and	)	
COMPU-LINK CORPORATION,	)	
dba CELINK,	)	
	)	
Defendants.	)	

**LIVE WELL FINANCIAL, INC.'S MOTION TO DISMISS**

Defendant, Live Well Financial, Inc. ("Live Well"), by counsel, pursuant to Federal Rule of Civil Procedure 12(b)(6) hereby moves to dismiss the Complaint filed by William M. Boster, Jr., in its entirety, for failure to state a claim upon which relief can be granted. The grounds for the motion are set forth more fully in the supporting memoranda filed contemporaneously herewith.

Dated: August 28, 2017

Respectfully submitted,

LIVE WELL FINANCIAL, INC.

By: /s/ Jaime B. Wisegarver  
Counsel

Jaime B. Wisegarver (W.Va. Bar No. 11936)  
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*Counsel for Live Well Financial, Inc.*

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**CERTIFICATE OF SERVICE**

I hereby certify that on the 28<sup>th</sup> day of August, 2017, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system, and a copy was sent via UPS Overnight to the following:

Gary M. Smith, Esquire  
Mountain State Justice, Inc.  
1031 Quarrier Street, Suite 200  
Charleston, West Virginia 25301

\_\_\_\_\_  
/s/ Jaime B. Wisegarver  
Jaime B. Wisegarver (W. Va. Bar No.11936)  
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